IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

Bail Appl..No. 6333 of 2007()

CRMP.3166/2007 of D.C. & SESSIONS COURT,KOLLAM
CRIME NO.216 OF 2007 OF POOYAPPALLY POLICE STATION

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PETITIONERS : ACCUSED:

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1. BIJU, S/O.ROBIN (A1),
THALAKKAL PUTHEN VEEDU, AYANIYARA,
PERUMKULAM, NEDUMANGAD, THIRUVANANTHAPURAM.

2. RAJESH, S/O.RAJAPPAN (A2),
RAJAGINI VEEDU, POOVACHAL, KURAKONAM,
NEDUMANGAD, TYHIRUVANANTHAPURAM.

BY ADV. SRI.DILEEP P.PILLAI
SRI.S.SAIJU

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.6333 of 2007

Dated this the 17th day of October, 2007

ORDER

Application for regular bail. Petitioners are accused 1 and 2. Altogether there are 2 accused persons. They were allegedly involved in an incident of chain snatching on 28.08.07 at about 9.30 a.m. The petitioners were apprehended by the members of the public. The stolen article was recovered also. The petitioners escaped from the custody of the police. They were later arrested on 28.08.07 and 29.08.07 respectively. They continue in custody from those dates.

2. The learned Public Prosecutor opposes the application. The learned Public Prosecutor submits that the petitioners have long record of criminal antecedents. They are involved in several other similar crimes. The investigation in this crime is not complete. After arrest in this case, they had escaped from custody also. In any view of the matter, the petitioners may not be enlarged on bail at this stage.

3. Having considered all the relevant inputs, I find merit in the opposition by the learned Public Prosecutor. I agree that the petitioners are not now entitled to be enlarged on bail.

4. This application for regular bail is, in these circumstances, dismissed, but with the observation that the petitioners shall be at liberty to move this Court for bail again at a later stage of the investigation - not, at any rate, prior to 31.10.07. The investigator shall in the meantime make every endeavour to complete the investigation.

(R.BASANT, JUDGE)

rtr/-